

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:12-cv-00250-MR-DLH**

**THE UNITED STATES OF AMERICA)
ex rel. AUTOMATION SYSTEM)
INTEGRATORS, INC.,)**

Plaintiff,)

vs.)

**BCE, INC. and GREAT AMERICAN)
INSURANCE COMPANY,)**

Defendants.)

ORDER

THIS MATTER is before the Court on the Plaintiff's Motion for Partial Summary Judgment [Doc. 37] and the Defendants' Motion for Continuance of Bench Trial [Doc. 47].

The Defendants request a continuance of the January 13, 2014 bench trial in light of the Motion for Partial Summary Judgment pending in this matter. [Doc. 47].

Upon careful review of the Plaintiff's Motion [Doc. 37] and Defendant BCE, Inc.'s Response thereto [Doc. 45], the Court finds that there are


genuine disputes of material fact which preclude the entry of partial summary judgment in favor of the Plaintiff. Accordingly,

IT IS, THEREFORE, ORDERED that the Plaintiff's Motion for Partial Summary Judgment [Doc. 37] is **DENIED**.

IT IS FURTHER ORDERED that the Defendants' Motion for Continuance of Bench Trial [Doc. 47] is **DENIED AS MOOT**.

IT IS SO ORDERED.

Signed: November 7, 2013


Martin Reidinger
United States District Judge

